

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TESSERA, INC., No. C 05-4063 CW
Plaintiff,
v.
ADVANCED MICRO DEVICES, INC., et.
al.,
Defendant.

POWERTECH TECHNOLOGY INC., No. C 10-945 CW
Plaintiff,
v.
TESSERA, INC.,
Defendant.

POWERTECH TECHNOLOGY INC., No. C 11-6121 CW
Plaintiff,
v.
TESSERA, INC.,
Defendant.

TESSERA, INC., No. C 12-692 CW
Plaintiff,
v.
MOTOROLA, INC., et. al.,
Defendant.

AND ALL RELATED COUNTERCLAIMS

ORDER REGARDING
REPLACEMENT
SPECIAL MASTER

1 On March 3, 2012, the Court appointed the Hon. Charles A.
2 Legge (Retired) as special master for discovery matters in the
3 above-referenced cases. Judge Legge has informed the Court that
4 he intends to retire on December 31, 2013. The Court finds that
5 the exceptional amount of judicial resources expended adjudicating
6 disputes in this case nevertheless continues to warrant the
7 services of a special master to oversee discovery and sealing, and
8 justifies the expansion of his duties to assist in pre-trial
9 matters, such as in limine motions. The Court will appoint one of
10 the following three candidates as a replacement: The Hon. Wayne D.
11 Brazil (Retired), the Hon. James Larson (Retired), or Martin
12 Quinn, all of JAMS. Any resources provided to Judge Legge,
13 including law clerks made available by the parties and retained
14 through JAMS, shall continue to be available to the replacement
15 special master.

16 Pursuant to Federal Rule of Civil Procedure 53(b)(1), the
17 Court provides the parties with notice and an opportunity to be
18 heard on this issue. The parties are encouraged to stipulate to
19 their choice of a special master from the three candidates
20 referenced above. If the parties cannot come to an agreement,
21 they shall each submit their rankings of preferred candidates in a
22 confidential letter to the Court and the Court will select one.
23 Any stipulation or letter shall be submitted no later than
24 December 13, 2013.

25 The Court also seeks the parties' stipulation that the
26 standard of review applicable to pretrial matters decided by
27 magistrate judges set out in 28 U.S.C. § 636(b)(1)(A) shall apply
28 to the special master's orders in this case. If the parties

1 agree, they shall file a stipulation at the same time as their
2 responses to this notice.

3 IT IS SO ORDERED.

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5 Dated: 12/6/2013


6 CLAUDIA WILKEN
7 United States District Judge
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